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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

CASH CLOUD, INC., dba COIN CLOUD,

Debtor.

Case No.: 23-10423-mkn
Chapter 11

NOTICE OF APPEAL

The Official Committee of Unsecured Creditors in the above-captioned case (the “Committee”), hereby file this Notice of Appeal, pursuant to 28 U.S.C. § 158, to the United States Bankruptcy Appellate Panel of the Ninth Circuit Court of Appeals, from the *Order on Motion for Entry of an Order Authorizing Debtor to Surcharge the Collateral of Genesis Global Holdco, LLC, Enigma Securities Limited, and AVT Nevada, L.P.* [ECF No. 1794] (the “Order”) entered on October 4, 2024. A true and correct copy of the Order is attached hereto as Exhibit 1, and incorporated herein by this reference.

The Order is a final appealable order under 28 U.S.C. § 158(a)(1). *See Ades-Berg Investors v. Breeden (In re Bennett Funding Group, Inc.)*, 439 F.3d 155, 160 (2d Cir. 2006); *see also Goodwin v. Mickey Thompson Entertainment Group, Inc. (In re Mickey Thompson Entertainment Group, Inc.)*, 292 B.R. 415, 419-20 (9th Cir. B.A.P. 2003). The parties to the Order appealed from and the names, addresses and telephone numbers of their respective counsel are as follows:

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1 DATED this 17th day of October, 2024.

2
3 McDONALD CARANO LLP

4 By: /s/ Ryan J. Works

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27
28

EXHIBIT 1

EXHIBIT 1



Honorable Mike K. Nakagawa
United States Bankruptcy Judge



Entered on Docket
October 04, 2024

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

* * * * *

In re:) Case No. 23-10423-mkn
) Chapter 11
CASH CLOUD, INC.,)
dba COIN CLOUD,)
) Date: October 16, 2023
Debtor.) Time: 10:30 a.m.
)

**ORDER ON MOTION FOR ENTRY OF AN ORDER AUTHORIZING DEBTOR TO
SURCHARGE THE COLLATERAL OF GENESIS GLOBAL HOLDCO, LLC, ENIGMA
SECURITIES LIMITED, AND AVT NEVADA, L.P.**

On October 16, 2023, an evidentiary hearing was held regarding the Motion for Entry of an Order Authorizing Debtor to Surcharge the Collateral of Genesis Global Holdco, LLC, Enigma Securities Limited, and AVT Nevada, L.P. (“Debtor Surcharge Motion”) brought in the above-captioned proceeding. The appearances of counsel were noted on the record. After the hearing, the matter was taken under submission.

Contemporaneously herewith, a Memorandum Decision has been entered on the Debtor Surcharge Motion along with two other matters heard on the same date. In accordance with that Memorandum Decision,

IT IS HEREBY ORDERED that the Motion for Entry of an Order Authorizing Debtor to Surcharge the Collateral of Genesis Global Holdco, LLC, Enigma Securities Limited, and AVT Nevada, L.P., Docket No. 926, be, and the same hereby is, **DENIED**.

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1 Copies sent via CM/ECF ELECTRONIC FILING

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